

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Stanley T. Crooke

Serial No.: 09/479,783

Group Art Unit: 1635

Filing Date: January 7, 2000

Examiner: McGarry, S.

For: Oligoribonucleotides And Ribonucleases For Cleaving RNA

DATE OF DEPOSIT: October 2, 2001

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FOR PATENTS, WASHINGTON, DC 20231.

  
Paul K. Legaard  
REGISTRATION NO.: 38,534

Box  SEQUENCE LISTINGS AFAssistant Commissioner for Patents  
Washington DC 20231

Sir:

## AMENDMENT TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:

- A Preliminary Amendment.
- A Response to Notice to Comply with Sequence Requirements and Preliminary Amendment Responsive to the Office Action Dated September 14, 2001.
- An Amendment Supplemental to the Paper filed \_\_\_\_\_.
- Other: \_\_\_\_\_.

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- Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
  - an Independent Inventor
  - a Small Business Concern
  - a Nonprofit Organization
- This application is no longer entitled to small entity status. It is requested that this be noted in the files of the Patent and Trademark Office.
- Substitute Pages \_\_\_\_\_ of the Specification are enclosed.
- An Abstract is enclosed.
- \_\_\_\_\_ Sheets of Proposed Corrected Drawings are enclosed.
- A Certified Copy of each of the following applications: \_\_\_\_\_ is enclosed.
- An Associate Power of Attorney is enclosed.
- Information Disclosure Statement.
  - Attached Form 1449.
  - A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- Appended Material as follows: \_\_\_\_\_
- Other Material as follows: Substitute pages 1 & 2 of Sequence Listing in paper and computer readable forms.

## FEE CALCULATION

No Additional Fee is Due.

|  |                                 |                     | SMALL ENTITY |              | NOT SMALL ENTITY |              |       |
|--|---------------------------------|---------------------|--------------|--------------|------------------|--------------|-------|
|  | REMAINING<br>AFTER<br>AMENDMENT | HIGHEST<br>PAID FOR | EXTRA        | RATE         | FEE              | RATE         | FEE   |
| TOTAL CLAIMS   | 24                              | 24<br>(20 MINIMUM)  | 0            | \$9 EACH     | \$0              | \$18<br>EACH | \$    |
| INDEP. CLAIMS  | 6                               | 6<br>(3 MINIMUM)    | 0            | \$42<br>EACH | \$0              | \$84<br>EACH | \$    |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT                     |                                 |                     |              | \$140        | \$0              | \$280        | \$    |
| <input type="checkbox"/> ONE MONTH EXTENSION OF TIME         |                                 |                     |              | \$55         | \$               | \$110        | \$    |
| <input type="checkbox"/> TWO MONTH EXTENSION OF TIME         |                                 |                     |              | \$200        | \$               | \$400        | \$    |
| <input type="checkbox"/> THREE MONTH EXTENSION OF TIME       |                                 |                     |              | \$460        | \$               | \$920        | \$    |
| <input type="checkbox"/> FOUR MONTH EXTENSION OF TIME        |                                 |                     |              | \$720        | \$               | \$1440       | \$    |
| <input type="checkbox"/> FIVE MONTH EXTENSION OF TIME        |                                 |                     |              | \$980        | \$               | \$1          | \$    |
| <input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID |                                 |                     |              | minus        | (\$ )            | minus        | (\$ ) |
| <input type="checkbox"/> TERMINAL DISCLAIMER                 |                                 |                     |              | \$55         | \$               | \$110        | \$    |
| <input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:  |                                 |                     |              |              |                  |              |       |
| TOTAL FEE DUE  |                                 |                     |              | \$0          |                  |              | \$    |

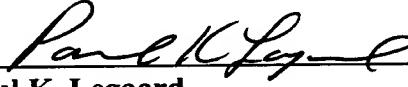
- A Check is Enclosed in the Foregoing Amount Due.
- Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time for response to the Office Action of @@ to and through @@ comprising an extension of the shortened statutory period of @@ month(s).
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit

account 23-3050. This sheet is provided in duplicate.

- The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.
- The Foregoing Amount Due for Filing this Paper.
- Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.
- Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: 2 OCTOBER 2001

  
\_\_\_\_\_  
**Paul K. Legaard**  
Registration No. 38,534

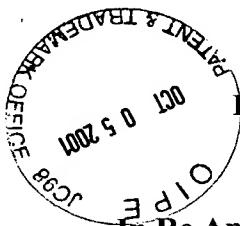
Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439

DOCKET NO.: ISIS-4313

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10-11-01



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PATENTS, WASHINGTON, DC 20231.

  
Paul K. Legaard  
REGISTRATION NO.: 38,534

**BOX SEQUENCE**

Assistant Commissioner for Patents  
Washington DC 20231

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS  
FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE  
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURE**

In response to the "Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures" dated **September 14, 2001**, a response to which is due **October 14, 2001**, enclosed herewith is:

- Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821 through 1.825;
- Substitute pages of the Sequence Listing;
- Substitute copy of the computer readable form of amended Sequence Listing;
- Copy of Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;

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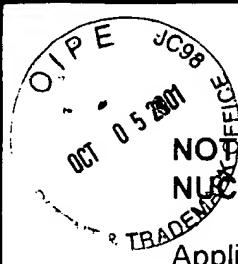
- Petition for Extension of Time;
- Other:

The Commissioner is hereby authorized to charge any underpayment associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

Date: 2 OCTOBER 2001

  
Paul K. Legaard  
Registration No. 38,534

Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439



**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING  
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- 7. Other: \_\_\_\_\_

**Applicant Must Provide:**

- An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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